

810-8-5-.17 Surety Bond for Automotive Dismantler and Parts Recyclers.

(1) PURPOSE: Section 40-12-414, Code of Alabama 1975, requires automotive dismantler and parts recyclers to deliver to the Commissioner a continuing surety bond in the sum of \$10,000.

(2) BOND FORM: The bond form must be in a form as prescribed in the attached appendices and the surety company shall provide the following information:

(a) The true legal name of the party for whom a bond is being sought, as follows:

1. If an individual, the applicant's name as well as the business name.
2. If a partnership, the names of all partners and the name of the partnership.
3. If a single member LLC, the LLC company name followed by the sole member name. If a multi-member LLC, the name of the company.
4. If a corporation, the corporate name.

(b) The city, county and state in which the business is located.

(c) The name and address of the surety company providing the coverage.

(d) The effective date of the bond coverage.

(e) The signature of an agent of the surety company.

(f) A telephone number for the surety company.

(g) The signature of the applicant (individual), all partners, all members of the LLC or a corporate officer.

(3) BOND REQUIREMENTS:

(a) The bond must be accompanied by a power of attorney form indicating that the agent is authorized to execute the bond on behalf of the surety company.

(b) The bond form and power of attorney must have the same issue date.

(c) The bond form shall be forwarded to the Commissioner of Revenue.

(d) The bond shall be continuous. However, in the event of cancellation, the surety company shall provide 60 days written notice with the Department prior to being released and discharged from the bond.

(e) The bond shall be payable to the Alabama Commissioner of Revenue.

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Authority: Sections 40-2A-7(a)5 and 40-12-414, Code of Alabama 1975

History: New rule: Filed July 26, 2013, effective August 30, 2013.